

## Complaint Report (CCRB)

<b>CCRB Case No :</b>	201706170	<b>C/V Report Date :</b>	Mon, 07/31/2017 01:45 PM
<b>Complaint Type :</b>	CCRB	<b>Investigator :</b>	Whitney Beber
<b>Complaint Made At :</b>	CCRB	<b>Ref. No</b>	
<b>Received Date (CCRB) :</b>	Mon, 07/31/2017 01:45 PM	<b>Mode :</b>	In-person
<b>Incident Date(s) :</b>	Monday, 07/24/2017 3:55 PM		
<b>Place of Occurrence:</b>	[REDACTED]	<b>Precinct:</b>	120
<b>Location :</b>	Street/highway	<b>Boro:</b>	Staten Island
<b>Reason for Initial Contact :</b>	Moving violation		
<b>Charges:</b>	Moving violation summons issued		

## Complainant/Victim Details

<b>Name:</b>	[REDACTED]	<b>Type:</b>	Comp/Victim
<b>Address:</b>	[REDACTED]		
<b>Contacts:</b>	[REDACTED]	[REDACTED]	
	[REDACTED]	[REDACTED]	
	[REDACTED]		
<b>Gender:</b>	[REDACTED]	<b>Ethnicity:</b>	[REDACTED]
<b>Person Assisting:</b>		<b>Date of Birth:</b>	[REDACTED]

## Officer(s) Named in Complaint

Rank	Officer	S/W Officer	Tax No	Race	Cmd	Allegations/Board Dispositions
POM	Benito Intravaia	Subject Officer	955998	White	120	Vehicle stop - (A) <b>Exonerated</b>
POM	Benito Intravaia	Subject Officer	955998	White	120	Ethnicity - (O) <b>Unsubstantiated</b>
POM	Elmer Pastran	Subject Officer	956154	Hispanic	120	Vehicle stop - (A) <b>Exonerated</b>
POM	Elmer Pastran	Subject Officer	956154	Hispanic	120	Vehicle search - (A) <b>Unsubstantiated</b>
POM	Elmer Pastran	Subject Officer	956154	Hispanic	120	Threat of arrest - (A) <b>Unsubstantiated</b>
POM	Elmer Pastran	Subject Officer	956154	Hispanic	120	Frisk - (A) <b>Substantiated (Command Discipline B)</b>
POM	Elmer Pastran	Subject Officer	956154	Hispanic	120	Search (of person) - (A) <b>Exonerated</b>

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## Initial Complaint Narrative

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§ 87(2)(b) filed the following complaint as a walk-in: Police Officers issued § 87(2)(b) a ticket and disrespected him because he was an muslim immigrant. The officers talked to him in a very angry manner and "badly." § 87(2)(b) tried to tell the officers that he was not a "bad boy" but they did not lisen. The officers asked § 87(2)(b) a lot of questions and he answered all of them but they still made fun of him. The officers messed up his "regular life." In his subsequent interview, § 87(2)(b) stated that on July 24, 2017, he was driving his car on Edgewater Street in Staten Island at approximately 3:55 p.m. When he turned right after a stop. When he turned right he noticed a police car's lights and heard officers say, "Stop the car," approximately three to four times. § 87(2)(b) did not believe they were talking to him so he continued to drive until he thought to stop thirty seconds to a minutes later. When § 87(2)(b) stopped the car, he exited. The police car stopped behind him. Two officers exited the car, PO1 and PO2, and ran towards him. § 87(2)(b) described PO1 as an approximately 5'4"-5'5" tall, Hispanic male with a slim build, black hair, black eyes dressed in uniform. § 87(2)(b) described PO2 as an approximately 5'6"-5'7" tall Hispanic male with a slim build, black eyes, a lighter complexion than PO1 and dressed in uniform. PO1 handcuffed § 87(2)(b) and placed his head on the car and instructed him not to talk. The officers told § 87(2)(b) that he had failed to stop for them and that he went through a red light. While PO2 patted him down him, PO1 searched his car. When PO1 finished searching his car, he returned to § 87(2)(b) and reached into his pants pockets and took out his wallet. PO1 removed § 87(2)(b) IDs from the wallet as well as a PBA card. The officers asked § 87(2)(b) about his licenses, and PO2 asked § 87(2)(b) what country he was from and told him that he should speak better English. When § 87(2)(b) moved his head to talk and respond to the questions, PO2 also grabbed his arms and placed § 87(2)(b) head on the car. PO1 told § 87(2)(b) approximately five to six times throughout the incident that he would arrest him. PO1 did not provide a reason why. During the incident approximately four more officers arrived, PO3-PO6. § 87(2)(b) described one of those officers as an approximately 5'7" tall, white male, with a slim build, brown hair, and dressed in uniform. PO1 and PO2 gave § 87(2)(b) two tickets, one for going through a red light and one for failing to yeild for an emergency vehicle. When PO1 and PO2 handed him the tickets, they told him to learn better English. § 87(2)(b) did not see either officer write the tickets.

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## Witness

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